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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR06-463-JCC
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 MICHAEL ANTHONY REYES,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
13 _____)

14 An initial hearing on supervised release revocation in this case was scheduled before me
15 on December 1, 2009. The United States was represented by AUSA Catherine Crisham and the
16 defendant by Jennifer Wellman on behalf of Lynn Hartfield. The proceedings were digitally
17 recorded.

18 Defendant had been sentenced on or about June 1, 2007 by the Honorable John C.
19 Coughenour on a charge of Felon in Possession of a Firearm, and sentenced to 33 months
20 custody, 3 years supervised release. (Dkt. 25)

21 The conditions of supervised release included the standard conditions plus the
22 requirements that defendant submit to search, participate in substance abuse treatment and

01 testing, participate in mental health treatment, abstain from alcohol, and provide financial
02 information as requested to his probation officer.

03 On October 9, 2009, defendant was sentenced to time served for violating the conditions
04 of supervised release by failing to report for drug testing, using methamphetamine, failing to
05 report to his probation officer as directed, failing to notify his probation officer of a change in
06 residence, and associating with a known felon. (Dkt. 38) He was directed to satisfactorily reside
07 and participate in a residential reentry center program for up to 120 days, and not associate with
08 any known gang members.

09 In an application dated November 30, 2009 (Dkt. 39), U.S. Probation Officer Brian K.
10 Facklam alleged the following violation of the conditions of supervised release:

11 1. Failing to satisfactorily participate in a residential reentry center program for up
12 to 120 days in violation of special condition 5.

13 Defendant was advised in full as to the charge and as to his constitutional rights.

14 Defendant admitted the alleged violation and waived any evidentiary hearing as to
15 whether it occurred.

16 I therefore recommend the Court find defendant violated his supervised release as
17 alleged, and that the Court conduct a hearing limited to the issue of disposition. The next
18 hearing will be set before Judge Coughenour.

19 Pending a final determination by the Court, defendant has been detained.
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01 DATED this 1st day of December, 2009.

02 

03 Mary Alice Theiler
04 United States Magistrate Judge

05 cc: District Judge: Honorable John C. Coughenour
06 AUSA: Catherine Crisham
07 Defendant's attorney: Jennifer Wellman, Lynn Hartfield
08 Probation officer: Brian K. Facklam
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